



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 039701-0102
(Formerly BTG-5001)

reissue patent application of:

Zoltan G. TURI

Serial No.: 09/154,274

Group Art Unit: 3731

Filed: September 16, 1998

Examiner: M. Thaler

Reissue of Patent No. 5,556,414

For: COMPOSITE INTRALUMINAL GRAFT

SECOND SUPPLEMENTAL REISSUE DECLARATION UNDER 37 C.F.R. § 1.175

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Zoltan G. Turi, declare that:

1. My city and state of residence, post office address, and citizenship are as stated below next to my name.
2. I believe that I am the original, first, and sole inventor of the subject matter described and claimed in U.S. Patent No. 5,556,414, granted on September 17, 1996, and for which a reissue patent is sought on the invention entitled: COMPOSITE INTRALUMINAL GRAFT, the specification of which was filed on September 16, 1998, and for which a Preliminary Amendment was filed on September 16, 1998, a Supplemental Preliminary Amendments was filed on January 28, 1999, an Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111 was filed on June 7, 2001, a Supplemental Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111 was filed June 14, 2001, a Second Supplemental Amendment and Request for Reconsideration Under 37 C.F.R. § 1.111 was filed on August 6, 2001, a Response and Request for Reconsideration was filed on March 11,

2002, an Amendment and Reply Under 37 C.F.R. § 1.111 was filed on May 8, 2003, a Supplemental Amendment and Reply Under 37 C.F.R. § 1.111 was filed on June 30, 2003, an Amendment and Reply Under 37 C.F.R. § 1.111 was filed on December 15, 2003, and a Supplemental Amendment and Reply Under 37 C.F.R. § 1.111 was filed on December 22, 2003.

3. I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any of the amendments referred to above.

4. I acknowledge the duty to disclose information which is material to examination of the application in accordance with 37 C.F.R. § 1.56(a).

5. I believe the original U.S. Patent No. 5,556,414 ("the '414 patent") to be wholly or partly inoperative or invalid because the '414 patent claims less than I am entitled to claim in the patent.

6. At least one error upon which this reissue application is based is the failure to appreciate the full nature and extent of my discovery and scope of the invention. For example, as issued on September 17, 1996, all claims of the '414 patent include a "cylindrical-shaped" member. The recitation of a "cylindrical-shaped" member is not necessary in every claim. At least some of the claims now in this Reissue Application do not recite a "cylindrical-shaped" member.

7. All errors corrected in the instant Reissue Application up to the time of filing of the present Declaration arose without any deceptive intent on my part.

I hereby appoint Stephen A. Bent, Reg. No. 29,768; David A. Blumenthal, Reg. No. 26,257; Beth A Burrous, Reg. No. 35,087; Alan I. Cantor, Reg. No. 28,163; William T. Ellis, Reg. No. 26,874; John J. Feldhaus, Reg. No. 28,822; Michael D. Kaminski, Reg. No. 32,904; Kenneth E. Krosin, Reg. No. 25,735; Jack Lahr, Reg. No. 19,621; Glenn Law, Reg. No. 34,371; Peter G. Mack, Reg. No. 26,001; Stephen B. Maebius, Reg. No. 35,264; Brian J.

McNamara, Reg. No. 32,789; Richard C. Peet, Reg. No. 35,792; George E. Quillen, Reg. No. 32,792; Andrew E. Rawlins, Reg. No. 34,702; Bernhard D. Saxe, Reg. No. 28,665; Richard L. Schwaab, Reg. No. 25,479; Michele M. Simkin, Reg. No. 34,717; and Harold C. Wegner, Reg. No. 25,258, as my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

Please direct all correspondence to FOLEY & LARDNER LLP, 3000 K Street, N.W., Suite 500, Washington, DC 20007-5109 at (202) 672-5300, attention Andrew E. Rawlins.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Zoltan G. TURI

Signature: 

Date: JUNE 14, 2007

Residence: 108 JEFFERSON AVENUE HADDONFIELD, NJ 08033

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Citizenship: U.S.A.